

rities, pending in said superior court to the said criminal court, and the said superior court shall recognize as well the witnesses as the defendants in the causes and proceedings aforesaid, to appear at the next term of the said criminal court. And said criminal court shall have jurisdiction to originate proceedings by *scire facias* against defaulting defendants and witnesses summoned in said causes, or their sureties, when the default occurred before the transfer and removal of said causes, and no proceedings therein were pending in said superior court, in the same manner as if the said default had occurred in the said criminal court.

SEC. 20. That the judge of the said criminal court shall reside in the said county of Wake.

Judge shall reside in Wake county.

SEC. 21. That the aforesaid criminal court shall hold its first term on the third Monday of May next, and it shall be the duty of the county commissioners of Wake county to draw thirty jurors (at least twenty days prior to said term) to serve as jurors at the said first term of the said criminal court, under the same rules and regulations as now prescribed by law for drawing jurors for the superior courts.

First term to be held, when.

SEC. 22. That this act shall be in full force and effect from and after its ratification.

Ratified the 10th day of March A. D. 1877.

CHAPTER CCLXXII.

AN ACT FOR THE ESTABLISHMENT OF THE STATE GUARD.

SECTION 1. *The General Assembly of North Carolina do enact*, The white and colored militia shall be separately enrolled, and shall never be compelled to serve in the same companies, battalions or regiments.

White and colored militia to be enrolled separately.